

VALERIE A. SZCZEPANIK
Attorney for Plaintiff
SECURITIES AND EXCHANGE COMMISSION
New York Regional Office
3 World Financial Center – RM 400
New York, New York 10281-1022
(212) 336-0175

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SECURITIES AND EXCHANGE COMMISSION,	:	
	:	
Plaintiff,	:	
	:	
-against-	:	
	:	
COLONIAL INVESTMENT	:	07 CIV 8849 (PKC)
MANAGEMENT LLC,	:	
COLONIAL FUND LLC, and	:	
CARY G. BRODY,	:	
	:	
Defendants.	:	

NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the accompanying Memorandum in Support of Motion for Protective Order to Quash Deposition Subpoena, the exhibits annexed thereto, and all prior pleadings and proceedings had herein, Plaintiff Securities and Exchange Commission moves this Court, pursuant to Federal Rules of Civil Procedure 26 and 45(c)(3)(A), for a protective order to quash a deposition subpoena issued by Defendants for the deposition

of Dr. Erik R. Sirri, Director of the Commission's Division of Trading and Markets, and for such other and further relief as the Court deems just and proper.

Dated: April 11, 2008.

s/ Valerie A. Szczepanik

VALERIE A. SZCZEPANIK

Attorney for Plaintiff

Securities and Exchange Commission

New York Regional Office

3 World Financial Center – RM 400

New York, NY 10281-1022

Ph: (212) 336-0175

Fx: (212) 336-1317

szczepanikv@sec.gov

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing Notice of Motion and accompanying Memorandum in Support of Motion for Protective Order to Quash Deposition Subpoena to be filed with the Clerk of the Court and served in accordance with the Federal Rules of Civil Procedure and/or the Southern District of New York's Local Rules and/or the Southern District of New York's Rules on Electronic Service, on April 11, 2008, upon the following parties and participants:

Ira Lee Sorkin, Esq.
Dickstein Shapiro LLP
1177 Avenue of the Americas
New York, New York 10036
Attorney for the Defendants

s/ Valerie A. Szczepanik
VALERIE A. SZCZEPANIK
Attorney for Plaintiff
Securities and Exchange Commission
New York Regional Office
3 World Financial Center – RM 400
New York, NY 10281-1022
Ph: (212) 336-0175
Fx: (212) 336-1317
szczepanikv@sec.gov